

Town Board Minutes
(Municipal Review Committee)

**Meeting
No. 26**

Special Meeting

August 21, 2006

Town Board Minutes

August 21, 2006

Meeting No. 26

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 21st day of August 2006, at 6:30 PM and there were

PRESENT: DANIEL AMATURA, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR
JOHN GOBER, PLANNING BOARD MEMBER
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
STEVEN SOCHA, PLANNING BOARD MEMBER

ABSENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
MICHAEL MYSZKA, PLANNING BOARD MEMBER
MELVIN SZYMANSKI, PLANNING BOARD MEMBER
STANLEY KEYSA, PLANNING BOARD CHAIRMAN

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
RICHARD SHERWOOD, TOWN ATTORNEY
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR
ROBERT HARRIS, ENGINEER, W.M. SCHUTT & ASSOCIATES

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for three (3) actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE
ANTHONY INSINNA REZONE MATTER
(DOODLE BUGS CHILD CARE CENTER)**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Anthony Insinna rezone matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 1.66 acres.

The location of the premises being reviewed is a portion of 26 Rehm Road, Erie County, Lancaster, New York.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER GOBER
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

NOTICE OF DETERMINATION:
ANTHONY INSINNA REZONE MATTER
(DOODLE BUGS CHILD CARE CENTER)

NEGATIVE DECLARATION

**REASONS SUPPORTING DETERMINATION
FINDINGS STATEMENT - PROJECT IMPACTS**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

No significant adverse effects noted

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

No significant adverse effects noted

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

No significant adverse effects noted

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

- The proposed action involves a change in zoning from Residential (R1) to Neighborhood Business (NB), thereby resulting in a small to moderate impact.

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

No significant adverse effects noted

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

No significant adverse effects noted

- C.7 Other impacts (including changes in use of either quantity or type of energy).

No significant adverse effects noted

- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).
- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____
Robert H. Giza, Supervisor
Town of Lancaster

SEAL

August 21, 2006

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

| | |
|------------------------------------|------------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |
| PLANNING BOARD MEMBER ANDERSON | WAS ABSENT |
| PLANNING BOARD MEMBER GOBER | VOTED YES |
| PLANNING BOARD MEMBER KORZENIEWSKI | VOTED YES |
| PLANNING BOARD MEMBER MYSKA | WAS ABSENT |
| PLANNING BOARD MEMBER SOCHA | VOTED YES |
| PLANNING BOARD MEMBER SZYMANSKI | WAS ABSENT |
| PLANNING BOARD CHAIRMAN KEYSA | WAS ABSENT |

The Notice of Determination was thereupon unanimously adopted.

August 21, 2006

**IN THE MATTER OF THE SEQR REVIEW OF THE
BUFFALO-LANCASTER AIRPORT PROJECT
ENVIRONMENTAL ASSESSMENT FOR 5 YEAR MASTER PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Buffalo-Lancaster Airport project with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed action will focus on projects listed on the Airport's current 5-year Airport Capital Improvement Plan (ACIP), developed for the FAA.

The location of the premises being reviewed is situate at 4343 Walden Avenue, County of Erie, Lancaster, New York.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER SOCHA
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**IN THE MATTER OF THE SEQR REVIEW OF THE
BUFFALO-LANCASTER AIRPORT PROJECT
ENVIRONMENTAL ASSESSMENT FOR 5 YEAR MASTER PLAN
NEGATIVE DECLARATION**

**REASONS SUPPORTING DETERMINATION
FINDINGS STATEMENT - PROJECT IMPACTS**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)

- C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

No significant adverse effects noted

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

No significant adverse effects noted

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

No significant adverse effects noted

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

No significant adverse effects noted

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

No significant adverse effects noted

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

No significant adverse effects noted

- C.7 Other impacts (including changes in use of either quantity or type of energy).

No significant adverse effects noted

- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).

- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____
Robert H. Giza, Supervisor
Town of Lancaster

SEAL

August 21, 2006

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

| | |
|------------------------------------|------------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |
| PLANNING BOARD MEMBER ANDERSON | WAS ABSENT |
| PLANNING BOARD MEMBER GOBER | VOTED YES |
| PLANNING BOARD MEMBER KORZENIEWSKI | VOTED YES |
| PLANNING BOARD MEMBER MYSZKA | WAS ABSENT |
| PLANNING BOARD MEMBER SOCHA | VOTED YES |
| PLANNING BOARD MEMBER SZYMANSKI | WAS ABSENT |
| PLANNING BOARD CHAIRMAN KEYSA | WAS ABSENT |

The Notice of Determination was thereupon unanimously adopted.

August 21, 2006

**IN THE MATTER OF THE SEQR REVIEW OF THE
BUFFALO-LANCASTER AIRPORT PROJECT
DESIGN OF PARTIAL PARALLEL TAXIWAY**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Buffalo-Lancaster Airport project with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 17 acres.

The location of the premises being reviewed is situate at 4343 Walden Avenue, County of Erie, Lancaster, New York.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AMATURA
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
BUFFALO-LANCASTER AIRPORT PROJECT
DESIGN OF PARTIAL PARALLEL TAXIWAY
NEGATIVE DECLARATION**

**REASONS SUPPORTING DETERMINATION
FINDINGS STATEMENT - PROJECT IMPACTS**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)

- C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

No significant adverse effects noted

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

No significant adverse effects noted

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

No significant adverse effects noted

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

No significant adverse effects noted

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

No significant adverse effects noted

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

No significant adverse effects noted

- C.7 Other impacts (including changes in use of either quantity or type of energy).

No significant adverse effects noted

- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).
- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____
Robert H. Giza, Supervisor
Town of Lancaster

SEAL

August 21, 2006

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

| | |
|------------------------------------|------------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |
| PLANNING BOARD MEMBER ANDERSON | WAS ABSENT |
| PLANNING BOARD MEMBER GOBER | VOTED YES |
| PLANNING BOARD MEMBER KORZENIEWSKI | VOTED YES |
| PLANNING BOARD MEMBER MYSZKA | WAS ABSENT |
| PLANNING BOARD MEMBER SOCHA | VOTED YES |
| PLANNING BOARD MEMBER SZYMANSKI | WAS ABSENT |
| PLANNING BOARD CHAIRMAN KEYSA | WAS ABSENT |

The Notice of Determination was thereupon unanimously adopted.

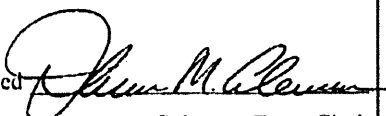
August 21, 2006

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER RUFFINO AND SECONDED BY
COUNCIL MEMBER AMATURA FOR ADJOURNMENT OF THE MEETING, which resulted
as follows:

| | |
|------------------------------------|------------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |
| PLANNING BOARD MEMBER ANDERSON | WAS ABSENT |
| PLANNING BOARD MEMBER GOBER | VOTED YES |
| PLANNING BOARD MEMBER KORZENIEWSKI | VOTED YES |
| PLANNING BOARD MEMBER MYSZKA | WAS ABSENT |
| PLANNING BOARD MEMBER SOCHA | VOTED YES |
| PLANNING BOARD MEMBER SZYMANSKI | WAS ABSENT |
| PLANNING BOARD CHAIRMAN KEYSA | WAS ABSENT |

The meeting was adjourned at 6:50 P.M.

Signed 
Johanna M. Coleman, Town Clerk

Town Board Minutes

**Meeting
No. 27**

Regular Meeting

August 21, 2006

Town Board Minutes

August 21, 2006

Meeting No. 27

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 21st day of August 2006 at 8:00 P.M. and there were

PRESENT: DANIEL AMATURA, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
RICHARD SHERWOOD, TOWN ATTORNEY
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR
GARY STOLDT, CHIEF OF POLICE
TERRENCE McCracken, GENERAL CREW CHIEF
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

EXECUTIVE SESSION:

UPON MOTION DULY MADE BY COUNCIL MEMBER MONTOUR, SECONDED BY COUNCIL MEMBER AMATURA, to deliberate in Executive Session for the announced purpose of discussing personnel matters in the Police Department and a Police matter within the school district which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

At 10:08 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Chowaniec, Lee, 93 Northwood Drive, spoke to the Town Board on the following matters:

- road construction at Transit Road & William Street
- proposed traffic signal on Transit Road south of William Street

Andolina, Steve, 6 Northbrook Court, spoke to the Town Board on the following matter:

- Vehicle & Traffic Amendment to the Code of the Town of Lancaster regarding "Parking of Devices"

Andolina, Russell, 275 Enchanted Forest North, spoke to the Town Board on the following matter:

- Vehicle & Traffic Amendment to the Code of the Town of Lancaster regarding "Parking of Devices"

Gull, Henry, 710 Pavement Road, spoke to the Town Board on the following matter:

- storage of wind turbines

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon the Special Use Permit application of J & J Trucking for tractor trailer services on premises located at 6495 Transit Road.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| NAME | ADDRESS | Proponent/ Opponent/ Comments/Questions |
|--------------------------------------------------------|---------|-----------------------------------------------|
| Jeff Schwartz, owner of J & J Trucking & petitioner | | Proponent |

ON MOTION BY COUNCIL MEMBER RUFFINO, AND SECONDED BY COUNCIL MEMBER MONTOUR, FOR ADJOURNMENT OF THE PUBLIC HEARING, on roll, which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

The Public Hearing was adjourned at 8:38 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

August 21, 2006

PUBLIC HEARING SCHEDULED FOR 8:35 P.M.:

At 8:38 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to the Zoning Map of the Town of Lancaster as petitioned by Anthony Insinna for a portion of 26 Rehm Road.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| NAME | ADDRESS | Proponent/ Opponent/ Comments/Questions |
|-----------------------------|---------------------|-----------------------------------------------|
| Anthony Insinna, petitioner | | Proponent |
| Donald Symer | 610 Columbia Avenue | Comments |
| Joseph Cipolla | 35 Hillside Pkwy | Comments |

ON MOTION BY COUNCIL MEMBER RUFFINO, AND SECONDED BY COUNCIL MEMBER STEMPNIAK, FOR ADJOURNMENT OF THE PUBLIC HEARING, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

The Public Hearing was adjourned at 8:50 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

August 21, 2006

PUBLIC HEARING SCHEDULED FOR 8:40 P.M.:

At 8:50 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to the Vehicle & Traffic Ordinance of the Town of Lancaster for stop & yield intersections in Pleasant Meadows Subdivision.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| NAME | ADDRESS | Proponent/ Opponent/ Comments/Questions |
|------|---------|-----------------------------------------------|
| None | | |

ON MOTION BY COUNCIL MEMBER MONTOUR, AND SECONDED BY COUNCIL MEMBER AMATURA, FOR ADJOURNMENT OF THE PUBLIC HEARING, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

The Public Hearing was adjourned at 8:50 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

August 21, 2006

PUBLIC HEARING SCHEDULED FOR 8:45 P.M.:

At 8:51 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to the Vehicle & Traffic Ordinance of the Town of Lancaster regarding parking of devices.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| NAME | ADDRESS | Proponent/ Opponent/ Comments/Questions |
|------------------|----------------------------|-----------------------------------------------|
| Jeff Basty | 15 Northbrook Court | Proponent |
| Steve Andolina | 6 Northbrook Court | Opponent |
| Russell Andolina | 275 Enchanted Forest North | Opponent |
| Lee Chowanice | 93 Northwood Drive | Questions |
| Mike Fronczak | 3 Woodstream Drive | Questions |

ON MOTION BY COUNCIL MEMBER AMATURA, AND SECONDED BY COUNCIL MEMBER RUFFINO, FOR ADJOURNMENT OF THE PUBLIC HEARING, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

The Public Hearing was adjourned at 9:13 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

August 21, 2006

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the Planning Board held August 7, 2006 and the Regular Meeting of the Town Board held August 7, 2006 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED IT'S ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, a Public Hearing was held on the 21st day of August, 2006
for the purpose of amending Chapter 46 - Vehicle and Traffic Ordinance of the Code of the Town
of Lancaster and persons for and against such amendment have had an opportunity to be heard,
and

WHEREAS, a Notice of said Public Hearing was duly published and
posted:

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the
Town of Lancaster be amended in the form attached hereto and made a
part hereof;
2. That said amendment be added in the minutes of the meeting of the
Town Board of the Town of Lancaster held on August 21, 2006,
3. That a Certified Copy thereof be published in the Lancaster Bee on
August 24, 2006;
4. That a Certified Copy of the amendment be posted on the Town
Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the Town
Clerk;
6. That the Highway Superintendent take whatever action is
necessary to install signs in accordance with the Law.

The question of the adoption of the foregoing resolution was duly put to a
vote on roll call, which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: rvtordchpt46stopsgns800a

**LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

NOTICE IS HEREBY GIVEN that the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

CHAPTER 46

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION
STOPS; YIELD INTERSECTIONS**

**46-8.1 Stop Intersections designated, is hereby amended by adding
thereto the following:**

PLEASANT MEADOWS SUBDIVISION I, "THE WOODLANDS"

| <u>STREET NAME</u> | <u>INTERSECTING STREET</u> | <u>SIGN LOCATION</u> |
|---------------------------|-----------------------------------|---------------------------------|
| Red Clover Lane | Chicory Lane | N.W. Corner |
| Red Clover Lane | Juniper Boulevard | N.E. Corner |
| Chicory Lane | Juniper Boulevard | N.E. Corner |
| Sweet Briar Court | Chicory Lane | N.W. Corner |
| Juniper Boulevard | Pleasant View Drive | S.E. Corner |

August 21, 2006

**STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER :**

THIS IS TO CERTIFY that I, **JOHANNA M. COLEMAN**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 21st day of August, 2006, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town, this 21st day of August, 2006.

Johanna M. Coleman, Town Clerk

File: rtordchpt46stopsigns806a

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AMATURA, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning - Section 20 (B) (1) (j) of the Code of the Town of Lancaster, upon the application of **Anthony J. Mattiaccio** owner of **Erie County Automotive Services, Inc. d/b/a Ziebart**, for a Special Use Permit for an auto detailing and installation of auto related accessories business on premises located at 6495 Transit Road in the Town of Lancaster, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 20 (B), entitled "Commercial Motor Service District" of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Anthony J. Mattiaccio**, owner of **Erie County Automotive Services, Inc., d/b/a Ziebart**, located at 6495 Transit Road in the Town of Lancaster upon the following conditions:

- Dumpster to be placed at rear of building.
- No spent hazardous materials to be stored on site.
- Oil and grease separators to be operable at all times.
- All signage shall be in compliance with Town Code.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: rspecialuseziebart706a

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION. SECONDED BY
COUNCIL MEMBER RUFFINO. TO WIT:

WHEREAS, Edward Haniszewski, d/b/a Ed Henning Inc., 911 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 911 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated August 18, 2006 has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

NOW, THEREFORE, BE IT

RESOLVED, that Edward Haniszewski, d/b/a Ed Henning, Inc., 911 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 911 Ransom Road, Lancaster, New York for the period January 1, 2006 to December 31, 2006 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: rsalvage yard license (P4)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AMATURA, TO WIT:

WHEREAS, Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 867 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Town Board for review, and

WHEREAS, the Building Inspector, by letter dated August 18, 2006 has notified the Town Board that he has completed his review and made a favorable recommendation thereto.

NOW, THEREFORE, BE IT

RESOLVED, that Dennis Haniszewski, d/b/a Ransom Auto Parts, Inc., 867 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 867 Ransom Road, Lancaster, New York for the period January 1, 2006 to December 31, 2006 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: rsalvage yard license (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPIAK, TO WIT:

WHEREAS, the General Crew Chief of the Parks & Recreation Department of the Town of Lancaster by letter dated August 14, 2006 has recommended the appointment of Robert Hauser to the position of Van Driver, at the Senior Citizens Center of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that **ROBERT HAUSER**, 9 Anthony Drive, Depew, New York be and is hereby appointed to the position of Van Driver, permanent, part time at the Senior Citizens Center of the Town of Lancaster at \$7.75 per hour, and that this appointment, being a part time position, provides no health insurance, sick days, vacation or other fringe benefits not specifically mandated for part time employees.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

file: RPERSRperstc.p t (Pg 9)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated
August 17, 2006 has requested the addition of members to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms
the addition to the membership of the Town Line Volunteer Fire Department the following
individuals:

ADDITION:

Andrew Van Meer
13 Fairelm Lane
Cheektowaga, New York 14227

Kory Benson
124 Pavement Road
Lancaster, New York 14086

Aaron E. Allen
11025 Broadway
Alden, New York 14004

Justin C. Valois
280 Westwood Road
Lancaster, New York 14086

Nathan Fuller
31 Brookhaven Lane
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Article 5-G of the General Municipal Law of the State of New York authorizes cooperative intermunicipal agreements, and

WHEREAS, the Town of Lancaster has heretofore entered into an Agreement with the Town of Cheektowaga for disposal of dead dogs, which Agreement will expire according to its terms on August 31, 2006;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby directed to execute a Renewal Agreement, between the Town of Lancaster and the Town of Cheektowaga for disposition of dead dogs of the Town of Lancaster at the Cheektowaga facility.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: rdogdisposal806

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, it is essential to public safety that the Town of Lancaster continue its participation in the coordinated effort to reduce alcohol related traffic injuries and fatalities,
and

WHEREAS, the County of Erie has tendered an application to the Town of Lancaster for participation in said coordinated effort for the years 2005 through 2007;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute on behalf of the Town of Lancaster, the 2005 through 2007 STOP-DWI Application with the County of Erie for participation in funding of alcohol related traffic safety law enforcement activities under the 2005 - 2007 STOP-DWI Grant Program.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, Lancaster Airport, Inc. received grants from the Federal Aviation Administration to pay 95% of the allowable costs incurred in accomplishing the following projects at Buffalo-Lancaster Airport:

- Engineering Design for the Construction of a Partial Parallel Taxiway to Runway 8/26 (Western Portion)
- Conduct Environmental Assessment for 5-Year Master Plan Projects

WHEREAS, the New York State Department of Transportation is offering a matching grant to the Federal grants for 50% of the non-Federal share of eligible costs, and

WHEREAS, the New York State Department of Transportation, under Section 14h of the State Transportation Law, requires privately owned reliever facilities to obtain local municipal support to receive New York State funding.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster endorses the above described projects for the purpose of making the projects eligible for State funding;

RESOLVED, that the adoption of this Resolution shall be solely for the purposes stated herein and in no way binds the Town Board, the Planning Board and/or the Zoning Board of Appeals of the Town of Lancaster to any approvals, permits and/or licenses which may be required by the applicant for future projects or work related to Buffalo-Lancaster Airport;

RESOLVED, it has heretofore been determined by the Town Board, under Part 617 of the State Environmental Quality Review Act (SEQR), of the State of New York, that the aforesaid project for Engineering Design for the Construction of a Partial Parallel Taxiway to Runway 8/26 (Western Portion), including basic data collection, research and engineering studies, constitutes an Unlisted Action which will not have a significant impact upon the environment. The Supervisor of the Town of Lancaster is hereby authorized to sign and date form DV-21-R1 Agency Compliance Statement, as attached herewith;

RESOLVED, it has heretofore been determined by the Town Board, under Part 617 of the State Environmental Quality Review Act (SEQR), of the State of New York, that the aforesaid project to Conduct an Environmental Assessment for 5-Year Master Plan Projects, including basic data collection, research and engineering studies, constitutes a Type II Action which will not have a significant impact upon the environment. The Supervisor of the Town of Lancaster is hereby authorized to sign and date form DV-21-R1 Agency Compliance Statement, as attached herewith;

FURTHER RESOLVED, that this Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

Agency Compliance Statement
State Environmental Quality Review

In accordance with the rules, regulation and procedures adopted by the Town of Lancaster (or 6NYCRR Part 617 where the Municipal Corporation has not adopted such rules, regulations and procedures) pursuant to the intent of the State Environmental Quality Review Act, the project described below is classified as a:

CHECK ONE

- ☐ Type I Action - with possible significant effect (NEPA or SEQR DEIS, FEIS and SEQR Record of Decision have been prepared).
- ☐ Type I Action - with no significant effect (Environmental Assessment Form or Environmental Assessment and Negative Declaration have been prepared and filed).
- ☐ Unlisted Action - with possible significant effect (NEPA or SEQR DEIS, FEIS and SEQR Record of Decision have been prepared).
- ☒ Unlisted Action - with no significant effect (Environmental Assessment Form or Environmental Assessment and Negative Declaration have been prepared and filed).
- ☐ Type II Action
- ☐ Ministerial Act
- ☐ Exempt Act

PROJECT DESCRIPTION

Engineering Design for the Construction of a Partial Parallel Taxiway to Runway 8/26 (Western Portion)

Robert H. [Signature]
Signature

8/23/2006
Date

Supervisor
Title

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED IT'S ADOPTION. SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, a Public Hearing was held on the 21st day of August, 2006 for the purpose of amending Chapter 46 - Vehicle and Traffic Ordinance of the Code of the Town of Lancaster; and persons for and against such amendment have had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and posted;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on August 21, 2006;
2. That a Certified Copy thereof be published in the Lancaster Bee on August 21, 2006;
4. That a Certified Copy of the amendment be posted on the Town Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the Town Clerk;
6. That the Highway Superintendent take whatever action is necessary to install signs in accordance with the Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

**LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

NOTICE IS HEREBY GIVEN that the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended by repealing Article XI, "Parking Meters" and adopting a new Article XI, entitled "Parking of Devices Which May Be Transported or Drawn Upon A Highway Including, but not Limited to, Trailers and Campers." as follows:

CHAPTER 46

Article XI

**Parking of Devices Which May Be Transported or Drawn Upon A Highway
Including, but not Limited to, Trailers and Campers.**

46-15.1 Parking of devices which may be transported or drawn upon a highway including, but not limited to, trailers and campers are prohibited from parking on all Town and County roads within the Town of Lancaster.

August 21, 2006

**STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER :**

THIS IS TO CERTIFY that I, **JOHANNA M. COLEMAN**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 21 st day of August, 2006, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town, this 21st day of August, 2006.

Johanna M. Coleman, Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER MONTOUR, TO WIT:

WHEREAS, according to New York State Election Law, effective January 1, 2006, the Erie County Board of Elections assumed the duties/responsibilities for conducting Primary and General Elections, and

WHEREAS, the Erie County Board of Elections has notified the Town Clerk that they have need of the use of certain Town of Lancaster buildings as polling places for the conduct of the Primary and General Elections, and

WHEREAS, the Erie County Board of Elections has requested a lease agreement for such use.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is authorized to execute an agreement with the Erie County Board of Elections to permit use of certain buildings, namely the Town Hall, Senior Citizens Center, Little Red School House and the Town Court Building as polling places for the conduct of the Primary and General Elections

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

file: releaseagreement

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER MONTOUR, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Director of Administration and Finance, to wit:

Claim No. 3691 to Claim No. 4034 Inclusive

Total amount hereby authorized to be paid: \$404,596.89

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

NEW PERMITS:

| | | | | |
|-------|----------------------|-----------------------|------------------|-------|
| 14028 | Everhart, Jeffrey | 30 Gale Dr | Er. Fence | |
| 14029 | Iroquois Fence Inc | 35 Michael Anthony | Er. Fence | |
| 14030 | Colley's Pool Sales | 1 Alyssum Ct | Er. Pool-In Grnd | |
| 14031 | Colley's Pool Sales | 1 Alyssum Ct | Er. Fence | |
| 14032 | Volino, Joseph | 211 Lake Ave | Er. Res. Add. | (V/L) |
| 14033 | Majestic Pools Inc | 11 Riemers Ave | Er. Pool-In Grnd | |
| 14034 | Majestic Pools Inc | 16 Stream View Ln | Er. Fence | |
| 14035 | Majestic Pools | 16 Stream View Ln | Er. Pool-In Grnd | |
| 14036 | Lancaster Home Impr. | 313 Ransom Rd | Er. Shed | |
| 14037 | Murrano/Marc Equity | 7 Red Clover Ln | Er. Dwlg.-Sin. | |
| 14038 | Borrasca, Michael | 49 Taft Ave | Er. Res. Add. | (V/L) |
| 14039 | 2468 Group Inc | 60 Central Ave | Dem. Comm. Bldg | (V/L) |
| 14040 | 2468 Group Inc | 60 Central Ave | Er. Comm. Bldg. | (V/L) |
| 14041 | Duro-Shed Inc | 108 Pheasant Run | Er. Shed | |
| 14042 | Iroquois Fence Inc | 16 Park Walk | Er. Fence | |
| 14043 | Menefee, Bradley | 142 Robert Dr | Er. Shed | (V/L) |
| 14044 | Capital Fence Co | 9 Impala Pky | Er. Fence | |
| 14045 | Haupt, Anthony | 15 Division St | Er. Garage | (V/L) |
| 14046 | Chrapa, David | 59 Michael Anthony Ln | Er. Shed | |
| 14047 | Reisdorf, Donald | 396 Townline Rd | Er. Res. Add. | |
| 14048 | Holiday Remodeling | 3 Running Brook Dr | Er. Shed | |
| 14049 | Orlowski, Frank | 298 Westwood Rd | Er. Shed | |
| 14050 | Sun Enterprises Inc | 24 Chestnut Corner | Er. Shed | |
| 14051 | Duro-Shed Inc | 27 Court St | Er. Shed | (V/L) |
| 14052 | Hoare, Matthew | 37 Windcroft Ln | Er. Fence | |
| 14053 | Swimco Mfg | 37 Windcroft Ln | Er. Pool-In Grnd | |
| 14054 | McGuire, Richard | 36 Church St | Er. Shed | (V/L) |
| 14055 | Marrano/Marc Equity | 11 Chicory Ln | Er. Dwlg.-Sin. | |
| 14056 | City Fence Inc | 124 Pheasant Run Ln | Er. Fence | |
| 14057 | City Fence Inc | 13 Ashwood Ct | Er. Fence | |
| 14058 | Harrington, Joseph | 9 Wildwood Dr | Er. Res. Add. | (V/L) |
| 14059 | Decks Etc | 25 St Anthony St | Er. Deck | |
| 14060 | Cortese Brothers | 50 Stony Brook Dr | Er. Deck | |

| | | | | |
|-------|-----------------------|----------------|----------------|-------|
| 14061 | Young, Jeffrey | 11 Grace Way | Er. Fence | |
| 14062 | Winney, Charles | 117 Erie St | Er. Fence | (V/L) |
| 14063 | Forbes-Capretto Homes | 723 Aurora St | Er. Dwlg.-Sin. | |
| 14064 | Richards, Crystal | 34 Glendale Dr | Er. Shed | |
| 14065 | Grandview Const | 460 Ransom Rd | Er. Shed | |
| 14066 | Walter Homes | 20 Nichter Rd | Er. Dwlg.-Sin. | |

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows

| | |
|-------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

August 21, 2006

File: Rbldg2

SUSPENDED RESOLUTION:

Supervisor Giza requested a suspension of the necessary rules for immediate consideration of the following resolution:

Council Member Ruffino moved to suspend the necessary rules for immediate consideration of the following resolution, seconded by Council Member Montour, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |

SUSPENSION GRANTED

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AMATURA, TO WIT:

WHEREAS, the Town Board has been advised by Lawley Service the Town's insurance broker that the members of the Office of Emergency Management (OEM) who are volunteers can be provided an accidental death and dismemberment policy through Cigna Life Insurance Company at a favorable cost, and

WHEREAS, the Town Board desires to implement this form of insurance coverage for the volunteer members of the OEM;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to cause the implementation of the insurance coverage above described for volunteer members of the Office of Emergency Management with the placement of such insurance through Lawley Service with Cigna Life Insurance Company or another carrier which provides such insurance at a cost similar to what was outlined in the letter from Lawley Service which is a minimum policy premium of \$400.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|--------------------------|-----------|
| COUNCIL MEMBER AMATURA | VOTED YES |
| COUNCIL MEMBER MONTOUR | VOTED YES |
| COUNCIL MEMBER RUFFINO | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR GIZA | VOTED YES |


August 21, 2006

COMMUNICATIONS & REPORTS:

453. Highway Superintendent to Town Board -
Letter asking for increase in bond amount requested earlier for purchase of two new plow trucks. DISPOSITION = Received & Filed
454. Town Attorney to Town Board, Planning Board -
Notice of SEQR meeting to be held August 21, 2006 at 6:30 PM regarding rezone petition of Anthony Insinna, Doodlebugs, 26 Rehm Road. DISPOSITION = Received & Filed
455. Town Clerk to Various News Media -
Notice of SEQR meeting to be held August 21, 2006 at 6:30 PM regarding rezone petition of Anthony Insinna, Doodlebugs, 26 Rehm Road. DISPOSITION = Received & Filed
456. Town of Alden to Town Board -
Notice of public hearing regarding proposed Alden Local Law No. 1 of the Year governing the location/setback of residential driveways. DISPOSITION = Received & Filed
457. Time Warner Cable to Supervisor -
Notice of a series of political debates and town hall meetings to be held on local Channel 13 during month of August. DISPOSITION = Received & Filed
458. President, Meals on Wheels to Supervisor -
Request for funding in the 2006 - 2007 budget. DISPOSITION = Budget Officer
459. Wendel Duchscherer, Architects & Engineers to Supervisor -
Offer to assist in development of Town stormwater management program. DISPOSITION = Received & Filed
460. Uniland Development Co. to Supervisor -
Request extension of site plan approval for Building A & H at Eastpoint Commerce Center. DISPOSITION = Planning Committee
461. Town Clerk to Town Board -
Transmittal of final report of 2006 County/Town tax collection. DISPOSITION = Received & Filed
462. ABC Consulting Services to Town Clerk -
Advisement of application for liquor license for a new establishment at 4723 Transit Road. DISPOSITION = Town Attorney
463. Planning Board Chairman to Executive Director, NYS Thruway Authority -
Comments regarding proposed relocation of Williamsville Toll Barrier. DISPOSITION = Received & Filed
464. General Crew Chief to Supervisor -
Request appointment of Robert Hauser as Substitute Van Driver. DISPOSITION = Resolution 8/21/06
465. Town Line VFD to Town Clerk -
Request for change in roster. DISPOSITION = Resolution 8/21/06
466. George E. Patacki, NYS Governor to Elected Officials -
Announcement of grants available for the urban revitalization initiative, Restore NY. DISPOSITION = Received & Filed
467. Patricia H. Armstrong to Supervisor -
Letter of appreciation for helping grandson's return from Lebanon. DISPOSITION = Received & Filed

ADJOURNMENT:

**ON MOTION OF COUNCIL MEMBER STEMPNIAK, SECONDED BY
COUNCIL MEMBER MONTOUR AND CARRIED,** the meeting was adjourned at
10:08 P.M.

Signed 
Johanna M. Coleman, Town Clerk